

Article - State Government

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§6–602.

(a) There is an Independent Investigations Division within the Office of the Attorney General.

(b) (1) The Division is the primary investigative unit for police-involved incidents that result in the death of civilians or injuries likely to result in death.

(2) The Office of the Attorney General shall determine whether an incident is police-involved and whether an injury is likely to result in death.

(c) The Division:

(1) shall investigate all police-involved incidents that result in the death of a civilian or injuries that are likely to result in the death of a civilian; and

(2) may investigate any other crimes related to police misconduct that are discovered during an investigation under item (1) of this subsection.

(d) In conducting an investigation under subsection (c) of this section, the Division may act with the full powers, rights, privileges, and duties of a State's Attorney, including the use of a grand jury in any county.

(e) (1) Within 15 days after completing an investigation required under subsection (c) of this section, the Division shall transmit a report containing detailed investigative findings to the State's Attorney of the county that has jurisdiction to prosecute the matter.

(2) Except as otherwise provided by law, the report under this subsection shall remain confidential through adjudication of any associated criminal case at the trial court level.

(f) To investigate and assist with the investigation of alleged criminal offenses committed by police officers, the Division may:

(1) detail one or more police officers employed by the Department of State Police; and

(2) employ other civilian personnel as needed.

(g) (1) The Governor annually shall include funding in the State budget sufficient to provide for the full and proper operation of the Division.

(2) Funds provided in accordance with this subsection shall supplement and may not supplant any other funding provided to the Division.

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